

67356-7

9/5/2012

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON D C 20460

September 5, 2012

OFFICE OF CHEMICAL SAFETY  
AND POLLUTION PREVENTION

Woodstream Corporation  
69 N Locust Street  
Litz, PA 17543-0327  
Attn Mark A Mongiovi

Subject Notification of Label Action- additional language, other Minor Revisions per  
PR Notice 98-10

- 1 **Havahart® Caring Control for Pets and Wildlife – brand logo**
- 2 **Shake vigorously before use**

EPA Reg No 67356-7  
Product Name Deer Off® RTU III

Dear Mr Mongiovi

The Biopesticides and Pollution Prevention Division is in receipt of your application for Notification under Pesticide Registration Notice (PRN) 98-10 dated above. A screen of this request has been conducted for its applicability under PRN 98-10, and it has been determined that the action(s) requested falls within the scope of this Notice. Our records have been duly noted, and the label submitted with this application has been stamped "Notification Accepted" and will be placed accordingly in our records.

Three (3) copies of final printed labeling must be submitted to the Agency before your product as modified, may be sold or distributed [PR Notice 82-2 and 40 CFR 156.10(a)(6)].

If you have any questions regarding this action, you may contact Mr. Sylvester George at (703) 603-0688 or via e-mail at [george.sylvester@epa.gov](mailto:george.sylvester@epa.gov)

Sincerely,

*Linda A Hollis*

Linda A Hollis, Chief  
Biochemical Pesticide Branch  
Biopesticides and Pollution  
Prevention Division (7511P)

**EPA**

United States  
Environmental Protection Agency  
Washington DC 20460

☐ Registration  
☐ Amendment  
☒ Other NOTIFICATION

OPP Identifier  
Number

**Application for Pesticide - Section I**

1 Company/Product Number <b>67356-7</b>	2 EPA Product Manager <b>Linda Hollis</b>	3 Proposed Classification  <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
2 Company/Product (Name) <b>Deer Off® RTU III</b>	PM# <b>Branch Chief</b>	
5 Name and Address of Applicant (Include ZIP Code) <b>Woodstream Corporation</b> <b>69 N Locust Street</b> <b>Lititz, PA 17543-0327</b> <input type="checkbox"/> Check if this is a new address	6 <b>Expedited Review</b> In accordance with FIFRA Section 3(c)(3) (b)(I) my product is similar or identical in composition and labeling to EPA Reg No _____ Product Name _____ <b>Notification Accepted</b>	

**Section - II**Date **9/5/2012**

- ☐ Amendment - Explain below  
☐ Resubmission in response to Agency letter dated \_\_\_\_\_  
☒ Notification - Explain below
- ☐ Final printed labels in response to Agency letter dated \_\_\_\_\_  
☐ Me Too Application  
☐ Other - Explain below

**Explanation** Use additional page(s) if necessary (For Section I and Section II)**Notification of Label Action per PR-Notice 98-10 Other Minor Revisions**

Please reference attached explanation

This notification is consistent with the provisions of PR NOTICE 98-10 and EPA Regulations at 40 CFR 152.46, and no other changes have been made to the labeling or the confidential statement of formula of this product. I understand that it is a violation of 18 USC Sec 1001 to willfully make false statements to EPA. I further understand that if this notification is not consistent with the terms of PR NOTICE 98-10 and 40 CFR 152.46, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA.

**Section - III****1 Material This Product Will Be Packaged In**

Child Resistant Packaging <input type="checkbox"/> Yes* <input checked="" type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	2 Type of Container <input type="checkbox"/> Metal <input checked="" type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify) _____
*Certification must be submitted		If Yes Unit Packaging wgt	No per container
		If Yes Package wgt	No per container

3 Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container	4 Size(s) Retail Container  16oz 32oz 48 oz 64oz 128oz	5 Location of Label Directions <input checked="" type="checkbox"/> On Label <input type="checkbox"/> On labeling accompanying product
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6 Manner in Which Label is Affixed to Product <input type="checkbox"/> Lithograph <input checked="" type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled	<input type="checkbox"/> Other _____
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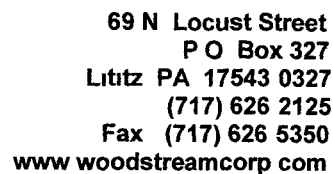
**Section - IV****1 Contact Point (Complete items directly below for identification of individual to be contacted if necessary to process this application)**

Name <b>Chad L. Mateer</b>	Title <b>Regulatory Affairs Manager</b>	Telephone No. (Include Area Code) <b>717-626-2125 x426</b>
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**Certification**

I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.

2 Signature 	3 Title <b>Regulatory Affairs Specialist</b>	6 Date Application Received (Stamped)  
4 Typed Name <b>Mark A. Mongiovi</b>	5 Date <b>8-13-12</b>	



Victor Hawahart Concern RINGER Blue Ribbon Safer DR. T Active Products YULE HYDE ASSOCIATES CO. CobraCo garden song Perky-Pet O P U S<sup>®</sup> Fi-Shock MOSQUITO MAGNET

## **NOTIFICATION OF LABEL ACTION PER PR-NOTICE 98-10**

**MASTER LABEL- FRONT PANEL (Page 1 of 1)**

- Repels Deer, Rabbits and Squirrels
- Patented Dual Deterrent™ – Repels by Scent and Taste
- For Use on Flower Gardens, Ornamentals Plants Shrubs, Bulbs, Trees and Seedlings
- Satisfaction Guaranteed
- Ready-To-Use
- For Organic Gardening -[optional logo]
- OMRI® Listed Organic Materials Review Institute -[optional logo]
- Havahart® Caring Control for Pets and Wildlife -[brand logo]

SHAKE [VIGOROUSLY] [WELL] BEFORE [USE] [USING]

**This notification is consistent with the provisions of PR NOTICE 98-10 and EPA Regulations at 40 CFR 152.46, and no other changes have been made to the labeling or the confidential statement of formula of this product. I understand that it is a violation of 18 USC Sec. 1001 to willfully make false statements to EPA. I further understand that if this notification is not consistent with the terms of PR NOTICE 98-10 and 40 CFR 152.46, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA.**

  
Mark A. Mongiovi  
Regulatory Affairs Specialist  
Woodstream Corporation

8/13/2012

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**MASTER LABEL- FRONT PANEL (Page 1 of 1)**

# DEER OFF® RTU III

**Notification Accepted**

Date 9/5/2012  
Reviewer *Sylvester Reag*

**[Additional Brand Names]**

DEER OFF®III READY-TO-USE DEER, RABBIT, AND SQUIRREL REPELLENT  
Ready-To-Use Deer Off® II

**[Optional Logos/Marketing Claims]**

- Repels Deer, Rabbits and Squirrels
- Patented Dual Deterrent™ – Repels by Scent and Taste
- For Use on Flower Gardens, Ornamentals, Plants, Shrubs, Bulbs, Trees and Seedlings
- Satisfaction Guaranteed
- Ready-To-Use
- For Organic Gardening
- OMRI® Listed Organic Materials Review Institute
- Havahart® Caring Control for Pets and Wildlife

-[optional logo]

-[optional logo]

-[brand logo]

**ACTIVE INGREDIENTS**

Putrescent Whole Egg Solids	4 63%
Capsaicin and related Capsaicinoids	0 001%
Garlic	0 001%

**OTHER INGREDIENTS**

95 368%

**TOTAL**

100 000%

**KEEP OUT OF REACH OF CHILDREN**

**CAUTION** (See back panel for additional precautionary statements and first aid)

STORE IN A COOL AREA, AVOID FREEZING  
SHAKE [VIGOROUSLY] [WELL] BEFORE [USE] [USING]

www.havahart.com

**Net Contents**

16 FL OZ (1PT) (473 ml), 32 FL OZ (1QT) (946 ml), 48 FL OZ (1 5QT) (1 42l), 64 FL OZ (0 5 GAL) (1 89l), 128 FL OZ (1GAL) (3 79 l)

**MASTER LABEL- BACK PANEL (Page 1 of 4)**

**GENERAL INFORMATION**

DEER OFF® RTU III protects against deer, rabbits and tree squirrels that feed on and damage flowers, ornamentals, plants, shrubs, bulbs, trees and seedlings

Patented Dual Deterrent System™ provides scent and taste barriers to repel deer, rabbits, and tree squirrels from browsing and feeding upon flowers, ornamentals, plants, shrubs, bulbs, trees and seedlings. Weather-resistant formula provides effective control. Reapply DEER OFF® RTU III every 2 to 3 months or more often during periods when rain occurs.

***[for 16 fl. oz. size only]***

One pint of DEER OFF® RTU III treats up to 25 ornamental shrubs four feet tall or an area of about 250 square feet, depending on surface conditions, plant density and size of plantings.

***[for 32 fl. oz. size only]***

One quart of DEER OFF® RTU III treats up to 50 ornamental shrubs four feet tall or an area of about 500 square feet, depending on surface conditions, plant density and size of plantings.

***[for 48 fl. oz. size only]***

One and a half quarts of DEER OFF® RTU III treats up to 75 ornamental shrubs four feet tall or an area of about 750 square feet, depending on surface conditions, plant density and size of plantings.

***[for 64 fl. oz. size only]***

One half gallon of DEER OFF® RTU III treats up to 100 ornamental shrubs four feet tall or an area of about 1000 square feet, depending on surface conditions, plant density, and size of plantings.

***[for 128 fl. oz. size only]***

One gallon of DEER OFF® RTU III treats up to 200 ornamental shrubs four feet tall or an area of about 2000 square feet, depending on surface conditions, plant density and size of plantings.

**DIRECTIONS FOR USE**

It is a violation of Federal law to use this product in a manner inconsistent with its labeling.

**USE RESTRICTIONS** Use this product to repel deer, rabbits and tree squirrels that feed on flowers, plants, shrubs, bulbs, trees and seedlings. Do not apply at temperatures below 40 F, or in wet, windy conditions. Apply only in dry conditions and only under conditions favoring prompt drying of spray (lightly breezy, mild dry weather with low

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**MASTER LABEL- BACK PANEL (Page 2 of 4)**

relative humidity) If spray is used in wet conditions or in damp, cold, foggy or misty, weather, or if precipitation or freezing occurs before spray can dry, protection may be partially or completely lost Protect product from freezing Freezing makes DEER OFF® RTU III unusable

**IMPORTANT** This product contains egg solids which may cause allergic reactions in some individuals Do not allow spray to drift onto plants intended for human consumption

**APPLICATION DIRECTIONS** Shake the container of DEER-OFF® RTU III before use Before large-scale treatments, test product on a small area of that plant type to avoid possible plant damage Use with caution on open blooms and sensitive varieties such as impatiens, fuchsia and begonias

[To apply, turn nozzle to spray or stream and pump trigger until material starts to dispense ] [To apply, pump handle to pressurize container and then depress trigger until material starts to dispense Adjust nozzle to desired spray pattern] [To apply, place dip tube into container and tighten cap Turn spray nozzle one half turn Depress trigger until material starts to dispense Adjust stream by turning nozzle to obtain the finest mist possible for the weather conditions experienced that day ] Spray leaves, stems, flowers and branches thoroughly from all angles, until leaves are well wetted

***[for 16 fl oz size only]***

One pint of DEER-OFF® RTU III treats 20-25 ornamental shrubs 4 feet tall or approximately 200-250 square feet

***[for 32 fl. oz size only]***

One quart of DEER-OFF® RTU III treats 40-50 ornamental shrubs 4 feet tall or approximately 400-500 square feet

***[for 48 fl. oz size only]***

One and a half quarts of DEER-OFF® RTU III treats 60-75 ornamental shrubs 4 feet tall or approximately 600-750 square feet

***[for 64 fl. oz size only]***

One half gallon of DEER-OFF® RTU III treats 90-100 ornamental shrubs 4 feet tall or approximately 800-1000 square feet

***[for 128 fl. oz size only]***

One gallon of DEER-OFF® RTU III treats 180-200 ornamental shrubs 4 feet tall or approximately 1600-2000 square feet

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**MASTER LABEL- BACK PANEL (Page 3 of 4)**

*[for all sizes]*

Surface conditions, size, and texture of plantings will affect the coverage with a given quantity of spray Clean sprayer after each application to prevent clogging Treat vulnerable plants at the beginning of each damage season Reapply every 2 – 3 months, or as new growth emerges and if the effects of the previous treatment appear to be waning Reapply after heavy rain

**STORAGE AND DISPOSAL**

Do not contaminate water, food or feed by storage or disposal

**PESTICIDE STORAGE** Store only in original container, in a cool, dry area Keep away from children and pets Protect from heat and freezing Store between 40° F and 90° F Keep container tightly closed to prevent spillage and evaporation If spillage occurs, dilute with water and flush away

**CONTAINER DISPOSAL** **If empty** – Nonrefillable container Do not refill or reuse this container Place in trash or offer for recycling, if available **If partly filled-** Call your local solid waste agency for disposal instructions Never place unused product down any indoor or outdoor drain

**PRECAUTIONARY STATEMENTS**

Hazards to Humans and Domestic Animals

**CAUTION** Causes moderate eye irritation Avoid contact with eyes or clothing Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, using tobacco or using the toilet

**FIRST AID**

**If in eyes**

- Hold eye open and rinse slowly and gently with water for 15-20 minutes
- Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye
- Call a poison control center or doctor for treatment advice

Have the product container or label with you when calling a poison control center or doctor, or going for treatment For emergency information concerning this product, call the National Pesticides Information Center at 1-800-858-7378, 6 30 AM to 4 30 PM Pacific Time (PT), seven days a week During other times, call the poison control center at 1-800-222-1222

**ENVIRONMENTAL HAZARDS** For terrestrial uses Do not apply directly to water, or to areas where surface water is present or to intertidal areas below the mean high water mark Do not contaminate water when disposing of equipment washwater or rinsate



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**MASTER LABEL- BACK PANEL (Page 4 of 4)**

**Note** Seller warrants that this product complies with the specifications expressed in this label To the extent consistent with applicable law, seller makes no other warranties, and disclaims all other warranties, express or implied, including but not limited to warranties of merchantability and fitness for the intended purpose To the extent consistent with applicable law, Seller's liability or default, breach or failure under this label shall be limited to the amount of the purchase price To the extent consistent with applicable law, Seller shall have no liability for consequential damages

**Satisfaction Guaranteed** If for any reason you are not 100% satisfied, Woodstream will refund the suggested retail price or replace this product Woodstream will not be liable for any damage, direct or incidental Refund or replacement product is our only obligation Call 1-800-800-1819 ext 490

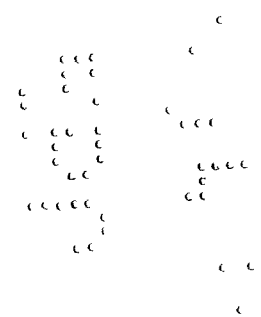
Manufactured for



Woodstream Corporation  
69 North Locust Street  
Lititz, PA 17543  
For Information call 800-800-1819  
www.havahart.com

EPA Reg No 67356-7  
EPA Est No 63416-MN-001

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DEER OFF ® is a registered trademark of Woodstream Corporation



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**MASTER LABEL – OPTIONAL CLAIMS (Page 1 of 2)**

**[Additional - Optional Marketing/Advertising Claims]**

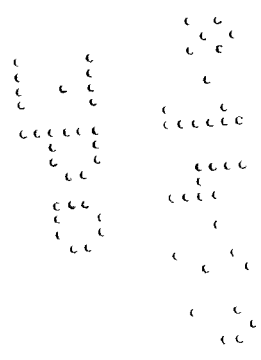
- Deer Rabbit and Squirrel Repellent
- Prevents Deer, Rabbit & Squirrel Damage
- Protects against deer, rabbits and tree squirrels that feed on and damage flowers ornamentals, plants, shrubs bulbs, trees and seedlings
- Protects Against Deer, Rabbit & Tree Squirrel Damage
- Repels rabbits from ornamentals
- Protects ornamental trees and shrubs
- (For) Use on flowers, ornamentals, plants shrubs, bulbs trees and seedlings
- Patented Dual Deterrent System™ provides odor and taste barriers to repel deer rabbits, and tree squirrels from browsing and feeding upon flowers, ornamentals, plants, shrubs, grass bulbs, trees and seedlings
- Provides Dual Protection
- Repels by (Odor) (Scent) and Taste
- Both (Odor) (Scent) and Taste Barrier
- No Mixing Required
- Dries Odorless to Humans
- Fast Acting
- Protects your flower garden and ornamentals for up to 3 months \*
- Repels (deer) up to 3 months\*
- (Protects) (Controls) up to 3 months\*
- Residual Control – Up to 3 months\*
- (Single) (One) (1) Application (last) (protects) (repels(deer)) up to 3 months\*
- Season-Long Control\*
- Weather Resistant Formula Provides Effective Damage Control\*
- Weather Resistant Formula\*
- Get Long-Lasting (Results) (Control) (Protection) with (a Single) (One) (1) Application\*

**[Qualifying statement(s) to be displayed for above \* claims]**

\*When applied as directed

[or]

\*Reapply DEER OFF® RTU III every 2-3 months or  
more often during periods when rain occurs



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**MASTER LABEL – OPTIONAL CLAIMS (Page 2 of 2)**

- 100% Satisfaction Guaranteed
- New! *[claim valid for 6 months from date of first stamped accepted label only]*
- Improved Formulation! *[claim valid for 6 months from date of first stamped accepted label only]*
- New and Improved! ( Higher Concentration of (Odor) (Scent) and Taste Barriers)  
*[claim valid for 6 months from date of first stamped accepted label only]*
- Increased Active Ingredients!  
*[claim valid for 6 months from date of first stamped accepted label only]*
- (Four times) (4 X) more active ingredient than the original Deer Off formula\*\*

***[Qualifying statement to be displayed for above \*\* claim]***

**\*\*Four times more putrescent whole egg solids**

- [16 Fl Oz ] Covers (Protects) up to 250 SQ Ft
- [32 Fl Oz ] Covers (Protects) up to 500 SQ Ft
- [48 Fl Oz ] Covers (Protects) up to 750 SQ Ft
- [64 Fl Oz ] Covers (Protects) up to 1000 SQ Ft
- [128 Fl Oz ] Covers (Protects) up to 2000 SQ Ft
- [48 Fl Oz 64 Fl Oz , 128 Fl Oz ] Protects more plants than standard quart size
- [48 Fl Oz 64 Fl Oz ] Adjustable nozzle for multiple spray patterns
- [48 Fl Oz ] 50% More than the Quart Size
- [64 Fl Oz ] 100% More than the Quart Size
- [48 Fl Oz 64 Fl Oz ] Ready To Use Pump Sprayer
- [48 Fl Oz ] LARGE 48oz SIZE PUMP SPRAYER
- [64 Fl Oz ] LARGE 64oz SIZE PUMP SPRAYER

